

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
GLOBAL BRAND HOLDINGS, LLC,

Plaintiff,

against

ACCESSORIES DIRECT INTERNATIONAL USA, INC.,

Defendant.

CIVIL ACTION NO.: 17 Civ. 7137 (LAK) (SLC)

**ORDER**

**SARAH L. CAVE**, United States Magistrate Judge.

Upon the parties' request for an extension of time, Defendant was ordered to respond to Plaintiff's proposed findings of fact and conclusions of law regarding damages by December 16, 2019. Defendant is directed to file a letter explaining its failure to comply with the Court's order by **Monday, December 23, 2019**.

IF DEFENDANT (1) FAILS TO RESPOND TO PLAINTIFF'S SUBMISSIONS, OR (2) FAILS TO CONTACT MY CHAMBERS BY MONDAY, DECEMBER 23, 2019 AND REQUEST AN IN-COURT HEARING, I INTEND TO ISSUE A REPORT AND RECOMMENDATION CONCERNING DAMAGES BASED ON PLAINTIFF'S WRITTEN SUBMISSIONS ALONE WITHOUT AN IN-COURT HEARING. See Transatlantic Marine Claims Agency, Inc. v. Ace Shipping Corp., 109 F.3d 105, 111 (2d Cir. 1997) ("[I]t [is] not necessary for the District Court to hold a hearing, as long as it ensured that there was a basis for the damages specified in a default judgment." (quoting Fustok v. ContiCommodity Services Inc., 873 F.2d 38, 40 (2d Cir. 1989))).

Dated: New York, New York  
December 17, 2019

SO ORDERED

  
SARAH L. CAVE  
United States Magistrate Judge